

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF PENNSYLVANIA**

In re:

Cynthia Cieri,

Debtor.

Case No. 23-10034-mdc

Chapter 13

Related to ECF No. 19

**Stipulation of Settlement to Debtor's Motion for Sanctions for
Violation of the Automatic Stay by Creditor Citizens Bank**

AND NOW, on this seventh day of March 2023, Movant/Debtor Cynthia Cieri and Respondent Creditor Citizens Bank, by and through their undersigned attorneys, state as follows:

WHEREAS, Ms. Cieri filed a motion for Sanctions for Violation of the Automatic Stay by Creditor Citizens Bank on February 24, 2023, ECF No. 19, alleging that Citizens violated the automatic stay; and

WHEREAS, Citizens denies the allegations; and

WHEREAS, notwithstanding the merits of their respective positions, the parties believe that it is in their best interests to avoid further litigation of this matter.

NOW, THEREFORE, BE IT STIPULATED:

1. Citizens agrees to remit funds in the total amount of \$2,644.31 to Cibik Law P.C., representing: (i) \$894.31 to Ms. Cieri as a refund of the payment on her Citizens account, (ii) \$1,000.00 to Ms. Cieri for damages, and (iii) \$750.00 to Cibik Law as compensation for all fees and costs associated with the prosecution of the motion.

2. The funds will be remitted to Cibik Law's address of record within thirty days of the entry of this stipulation.

3. Ms. Cieri acknowledges that Citizens's fulfillment of the provisions of this stipulation fully resolves all damages and potential damages associated with the underlying matter.

4. The parties agree that this matter is hereby **SETTLED**.

CIBIK LAW, P.C
Counsel for Movant/Debtor
Cynthia Cieri

WELTMAN WEINBERG & REIS CO L.P.A.
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Citizens Bank

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The standing trustee has no objection to the terms above without prejudice to any of its rights and remedies.

KENNETH E. WEST
Chapter 13 Trustee

By: /s/ LeeAne O. Huggins
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Order Approving Stipulation

AND NOW, on this 15th day of March 2023, it is **ORDERED** that this stipulation is **APPROVED**.



Magdelene D. Coleman
Chief U.S. Bankruptcy Judge